

CITY OF LINCOLN/LANCASTER COUNTY
CONTRACT AWARD NOTIFICATION
SPECIFICATION NO. 05-176
ANNUAL REQUIREMENTS FOR
MODIFIED MAGNESIUM CHLORIDE SOLUTION 80% & 90% SOLUTION

DATE: August 29, 2005

CONTRACT PERIOD: Sept. 1, 2005 thru August 31, 2006

CONTRACTOR: Scotwood Industries, Inc.
12980 Metcalf Ave., Ste 240
Overland Park, KS 66213

PURCHASING DIVISION
K-STREET COMPLEX
440 SOUTH 8TH STREET
LINCOLN, NEBRASKA 68508
(402) 441-7410

Company Representative: Jim Wilson
Telephone No.: 913-851-3500
FAX No.: 913-851-3553
E-Mail Address: kpeyton@scotwoodindustries.com

THE CITY/COUNTY'S SPECIFICATIONS AND THE CONTRACTOR'S ACCEPTED PROPOSAL AND PRICING SCHEDULES, NOW ON FILE IN THE OFFICE OF THE CITY CLERK AND/OR THE COUNTY CLERK, ARE ADOPTED BY REFERENCE AND ARE AS FULLY A PART OF THIS CONTRACT FOR THE ABOVE-NAMED COMMODITY AS IF REPEATED VERBATIM HEREIN.

As Per Specification & Contract

NO ACTION NEED BE TAKEN BY THE CONTRACTOR AT THIS TIME. ORDERS FOR MATERIAL WILL BE MADE AS NEEDED BY THE VARIOUS CITY/COUNTY DEPARTMENTS.

DEPARTMENTS REQUIRING CATALOGS AND/OR PRICING SCHEDULES SHALL NOTIFY THE CONTRACTOR DIRECTLY.

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ACCEPTANCE OF BID TO CONTRACT FOR CITY OF LINCOLN, NEBRASKA

TO: City Attorney
City Department
Contractor

The City of Lincoln, Nebraska, hereinafter referred to as **City of Lincoln**, hereby accepts the proposal dated July 19, 2005 and submitted by **Scotwood Industries, Inc, 12980 Metcalf Ave., Ste 240, Overland Park, KS 66213**, hereinafter referred to as **Contractor**, in response to **City of Lincoln** Request for Specification No # **05-176** as evidenced by **Contractor's** signed and "Bid/Proposal Schedule" and accompanying documents attached hereto.

Therefore, the **City of Lincoln** and the **Contractor** hereby agree that the proposal response for Specification # **05-176** constitutes a contractual agreement and the purpose of providing **Ann Req. For 80% and 90% Modified Magnesium Chloride Solution** to the **City of Lincoln** for the period **September 1, 2005** through **August 31, 2006** which shall be governed by all terms conditions, and provisions of the specification/proposal and REQUEST FOR BID # **05-176** which are fully incorporated and made part of this agreement. OPTION TO RENEW: This contract may be extended for two (2) additional one (1) year periods, provided all terms and conditions remain in full force and effect except the contract period being extended.

ACCEPTED BY MAYOR

Signature Colleen J Seng

Attest (City Clerk)

Date:

8/26/05



ACCEPTED BY CONTRACTOR

Signature

Name (Print)

Title

Date:

8/3/05

Approved as to form - City Attorney

ADDENDA RECEIPT: The receipt of addenda to the specifications numbers _____ through _____ are hereby acknowledged. Failure of any bidder to receive any addendum or interpretation of the specifications shall not relieve the bidder from obligations specified in the bid request. all addenda shall become part of the final contract document.

| ITEM | ITEM DESCRIPTION | QUANTITY | UNIT | TOTAL |
|---|---|-------------|--------------|-------------|
| 1. | 90% Solution Modified Magnesium Chloride Solution | 25,000 GAL. | 0.525 \$/gal | \$13,125.00 |
| MFG. EARTH FRIENDLY CHEMICALS / NORTH AMERICAN SALT NAMEICE BAN 200M (90:10) | | | | |
| 1.1 | Delivery cost per mile (120 miles) | Per Mile | \$2.80 | \$336.00 |
| 1.2 | Drop Charge if any | Per Trip | \$0.00 | \$0.00 |
| 2. | 80% Solution Modified Magnesium Chloride Solution | 25,000 GAL. | 0.605 \$/gal | \$15,125.00 |
| MFG. EARTH FRIENDLY CHEMICALS / NORTH AMERICAN SALT NAMEICE BAN 200M (80:20) | | | | |
| 2.1 | Delivery cost per mile (120 miles) | Per Mile | \$2.80 | \$336.00 |
| 2.2 | Drop Charge if any | Per Trip | \$0.00 | \$0.00 |

(a) Bid prices firm for the full contract period: YES; or
(b) Bid prices subject to escalation/de-escalation: _____
(c) If (b), state period for which prices will remain firm:
Through _____.

INTERLOCAL PURCHASING: The City/County desires to make available to other local government entities of the State of Nebraska, by mutual agreement with the successful bidder, and properly authorized interlocal purchasing agreements, the right to purchase the same services, at the prices quoted, for the period of this contract. Each bidder shall indicated on the Bid Form in the space provided below if he/she will honor Political Subdivision orders in accordance with the contract terms and conditions, in addition to orders from City of Lincoln/Lancaster County.

☒ **YES** ☐ **NO**

If "YES", Contract supplier or suppliers may honor pricing and extend the contract to political sub-divisions, cities and counties. Terms and conditions of the contract must be met by political sub-divisions, cities and counties. Under no circumstances shall the City of Lincoln/Lancaster County be contractually obligated or liable for any purchases by these political sub-divisions, cities or counties.

COMPANY REPRESENTATIVE responsible for the administration of this Agreement:

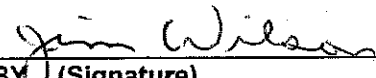
NAME: KELLY PEYTON
TITLE: SALES & MARKETING ASSISTANT
PHONE NO. 913-851-3500 x.220

AFFIRMATIVE ACTION PROGRAM: Successful bidder will be required to comply with the provisions of the City's Affirmative Action Policy (Contract Compliance, Sec. 1.16). The Equal Opportunity Officer will determine compliance or non-compliance, upon a complete and substantial review of successful bidder's equal opportunity policies, procedures and practices.

The undersigned signatory for the bidder represents and warrants that he has full and complete authority to submit this proposal to the City, and to enter into a contract if this proposal is accepted.

**RETURN 2 COMPLETE COPIES OF PROPOSAL AND SUPPORTING MATERIAL.
MARK OUTSIDE OF BID ENVELOPE: SEALED BID FOR SPEC. 05-176**

SCOTWOOD INDUSTRIES, INC.
COMPANY NAME
12980 METCALF AVE., SUITE 240
STREET ADDRESS or P.O. BOX
OVERLAND PARK, KS 66213
CITY, STATE ZIP CODE
913-851-3500 913-851-3553
TELEPHONE No. FAX No.
EMPLOYER'S FEDERAL I.D. NO.
OR SOCIAL SECURITY NUMBER
NET 30 DAYS
TERMS OF PAYMENT


BY (Signature)
JIM WILSON
(Print Name)
VICE PRESIDENT
(Title)
JULY 19, 2005
(Date)
48 HOURS ARO
ESTIMATED DELIVERY DAYS (after receipt of order)
kpeyton@scotwoodindustries.com
E-MAIL ADDRESS

Bids may be inspected in the Purchasing Division offices during normal business hours, **after** tabulation by the purchasing agent. If you desire a copy of the bid tabulation to be mailed to you, you must enclose a self-addressed stamped envelope with your bidding documents. Bid tabulations can also be viewed on our website at: lincoln.ne.gov Keyword: bid